

1871-006 Chancery Causes: Ira G. Sprinkle vs. Heirs of James M. Verable
Lee Co.

Graham, Blakemore, Fridemore

CA - Contract Dispute
T - Property

To the Honorable Henry J Morgan Judge of the County-
Court of Lee County

Your Auditor Ira H Sprinkle
humbly complaining. Sheweth - That in October 1862
he bargained and purchased from one James M
Vinoble who is now dec^d a certain tract of land
lying and being in the said county and bounded
as follows to wit Beginning on the north corner of
Your Auditor's land Thence ~~with the line of~~ S. M
on a line with Wm Barnes Cedar Spring place Thence
with lines Thence to a large double black oak
Cedar and Pin oak corner of said Barnes & Vinoble
thence with said line to the wagon road a stake
made by said Vinoble and Geo. Abernethy Thence
with the meanders of said road to a double Pin
oak on the east side of said road Thence with
a line made by said Vinoble and Abernethy to intersect
a line on the Gray or Mc Elroy farm and with
the line Thence to the black walnut corner Thence
from the walnut corner with a line say six to nine
poles to the Johnson line to corner made by said
Vinoble and Charles Bank embracing the land bought
by said Vinoble of said Bank, to the Beginning
For this tract of land Your Auditor contracts to pay
the said Vinoble twenty two hundred Dollars all
of which is now paid. And the said Vinoble on
the 8th day of October in said year made and delivered
to Your Auditor his obligation by which he bound
himself to make or cause to be made to Your Auditor
by the 1st day of January 1864 a deed granting to
him the said described tract of land containing
covenants with general warranty - which bond is
herewith filed marked A, and prayed to be con-
sidered herewith -

Your Order states that the said Vinoble is now
dead and that he neglected and failed during
his lifetime to make your Order any deed nor
have his heirs since his decease made him
any deed to the same and to extract a title
from his heirs is the object of this bill

The said Vinoble has left the following children
who are his heirs at law, to wit. Banton Vinoble
Andrew M Vinoble, Elisha Vinoble, Eoline Blottem-
on the wife of John Blottemore, Charles L. Vinoble
Benjamin H Vinoble William M Vinoble and
Leitha Graham who is married with Thomas
M Graham. She is now dead and has left
the following children her heirs at law to wit.
Mary Graham, ~~Caroline Graham~~ Morgan Graham.

These last named three children and the said Charles
H. Benjamin H. and William M Vinoble are
infants. Your Order's prayer therefore is that
the aforesaid heirs of James M Vinoble, and
Jane Vinoble his widow and the said Thomas
M Graham be made defendants to this bill
and answer the same on oath. That a
guardian ad litem be appointed to answer
for and protect the interest of said infants

And on a hearing a decree be entered appoint-
ing a Commissioner directed to convey for said
heirs to your Order the said land with
covenants of general warranty. And grant
general relief. May Summons issue &c

Hogan & Pridemore

^{immensely more than sufficient to pay costs of this suit}
+ Ands of great value have descended to said heirs from their
ancestor. Your Order therefore prays that they be decreed to pay
the costs of this proceeding

Isa. G. Sprinkle

vs. { Bill - ch

The Heirs of J. M. Venobie
+ his heirs

- 1871 Jan'y 28th. O. Pub. vs. non ^{res.}
" Feb. Bill filed. The Gr. on home.
Sept. 1. O. V. as to home. A. come for O. P.
" March 2. V. come as to home. Deft. &
come for O. P. vs non residents.
" April, O. Pub. come to vs. V. resi-
dents & D. Vise as to home.
" May Decree nisi vs same conf.
" cause set for hearing by 1871.
" May Term. Recontinued.
" June. Decree final.

C. 7.13
A. 15.00
S. 4.00
D. 3.00
Or. 5.00
J. 1.00
3.00
140.13

To the Honorable Henry J. Morgan Judge of the
County Court of Lee County Virginia:

The joint answer of Mary Graham ~~Exhibita~~
~~Graham~~ ^{Morgan} ~~Exhibita~~, Graham Charles F. Venable Benjamin
H. Venable and William M. Venable infants under 21 years
of age by David Miller their Guardian ad litem
to the bill of Complaint filed in your Honorable
Court by Ira G. Sprinkle against these defendants
and others respectfully represents that for answer
thereto they say that they reserve to themselves now
and at all times hereafter the full benefit of the
usual exceptions to Complainants bill and further
represent that they are infants under the age of
21 years and have not the judgment and discretion
of persons of maturer years and consequently they
neither admit nor deny the allegations contained
in Complainants bill but the Courts of Chancery
being the peculiar Guardians of the rights of
infants they ask the protection of this Court in
any and every thing that affects their rights and
interests in this suit and they further ask that
the Complainant in this cause be required to
proceed according to the strict rules of equity
and having answered they pray to be dismissed
with their costs.

David Miller

Guardian ad litem

Virginia Lee County to wit:

This day David Miller personally appeared before
me the undersigned Clerk of the County Court of Lee
County and made oath that the above answer of him-
self as guardian ad litem is true to the best of his
knowledge & belief. Given under my hand this
the 23 day of June 1871

James W. Orr, Clerk.

James M. Venables
Heirs & others
vs. } Answer of
Guardian ad litem
Ira G. Sprinkle

Fees of Guardian ad litem
\$5.00

Isa & Sprinkled Off }
against } In City,
the heirs of J M Vinoble Depts }

On motion David Miller was
appointed guardian ad litem of Mary Graham
~~Caroline Graham~~ ^{Morgan} Mary ~~Ann~~ Graham, Charles F
Vinoble Benjamin H Vinoble, and William M
Vinoble the infants defendants and by leave of
Court the answer of said infants by their
said guardian was filed, and thereupon
this cause came on this day to be heard
on the bill of the plaintiff the answer
of the infants defendants by their said guardian
ad litem the exhibits filed examination
of witnesses and was argued by counsel.
~~And it appearing to the Court that the plaintiff~~
And it appearing to the Court that the plaintiff
purchased from James M Vinoble in his lifetime
the land in the bill mentioned and that the
said Vinoble bound himself by title bond
to the convey to the plaintiff said land with
covenants of general warranty, and it further
appearing that the plaintiff has paid the
entire purchase money due from him and
that his vendor departed this life without
having made any deed and that no deed
is yet made to the plaintiff. On consid-
eration of the premises it is adjudged ordered
and decreed that Auburn L Prichmore
who is hereby appointed a special Commissioner for
the purpose convey by deed with special warranty
to the plaintiff. Isa & Sprinkled the land sold
to him by the said James M Vinoble in his life-

time which is described in the little bond filed
in the papers of the cause. Said Commission
shall acknowledge said deed and place it in
the hands of the plaintiff, ~~And after~~ ^{And} ~~the~~ ^{some}
shall have all the effect to vest the plaintiff
with as full right and title to said lands
as if the conveyance had been made by the
said Vinoble in his life time. And it appear-
ing that assets more than sufficient to pay the
costs of this suit have descended to the heirs
of said Vinoble - it is further ordered
and decreed that the adult defendants
pay to the plaintiff the costs of this suit
in the taxing of which the clerk shall
include \$2.50 for the filing of said
deed and \$7.50 for the U. S. Rev. Stamp
required to be placed thereon. ^{There is given the plaintiff to withdraw the title bond by paying a cost} And the
cause is stricken off the docket.

¶ And it appearing that process has been duly
executed on the home defendants by personal
service and on the ~~also~~ non-resident defendants
by publication, and the adults yet failing
to appear the bill is therefore taken
for confessed as to them.

Ira G. Sprinkler
D. } Deane-fine
The heirs of Dr. M. Venable

Entered O.T.B. p. 287.

Enter Ohio Bureau
H. J. Morgan
June 22nd 1871

Virginia Lee County to wit
This day A. L. Dickerson personally appeared
before me and made oath that Burton Venable
Andrew M. Venable Elisha Venable John Blakemore
and Evaline Blakemore his wife (formerly Evaline
Venable) are non residents of this Commonwealth
Given under my hand this 9th Jan 1870 -
James H. Carr. Clerk.

Isa. 5. 1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12. 13. 14. 15. 16. 17. 18. 19. 20. 21. 22. 23. 24. 25. 26. 27. 28. 29. 30. 31. 32. 33. 34. 35. 36. 37. 38. 39. 40. 41. 42. 43. 44. 45. 46. 47. 48. 49. 50. 51. 52. 53. 54. 55. 56. 57. 58. 59. 60. 61. 62. 63. 64. 65. 66. 67. 68. 69. 70. 71. 72. 73. 74. 75. 76. 77. 78. 79. 80. 81. 82. 83. 84. 85. 86. 87. 88. 89. 90. 91. 92. 93. 94. 95. 96. 97. 98. 99. 100. 101. 102. 103. 104. 105. 106. 107. 108. 109. 110. 111. 112. 113. 114. 115. 116. 117. 118. 119. 120. 121. 122. 123. 124. 125. 126. 127. 128. 129. 130. 131. 132. 133. 134. 135. 136. 137. 138. 139. 140. 141. 142. 143. 144. 145. 146. 147. 148. 149. 150. 151. 152. 153. 154. 155. 156. 157. 158. 159. 160. 161. 162. 163. 164. 165. 166. 167. 168. 169. 170. 171. 172. 173. 174. 175. 176. 177. 178. 179. 180. 181. 182. 183. 184. 185. 186. 187. 188. 189. 190. 191. 192. 193. 194. 195. 196. 197. 198. 199. 200. 201. 202. 203. 204. 205. 206. 207. 208. 209. 210. 211. 212. 213. 214. 215. 216. 217. 218. 219. 220. 221. 222. 223. 224. 225. 226. 227. 228. 229. 230. 231. 232. 233. 234. 235. 236. 237. 238. 239. 240. 241. 242. 243. 244. 245. 246. 247. 248. 249. 250. 251. 252. 253. 254. 255. 256. 257. 258. 259. 260. 261. 262. 263. 264. 265. 266. 267. 268. 269. 270. 271. 272. 273. 274. 275. 276. 277. 278. 279. 280. 281. 282. 283. 284. 285. 286. 287. 288. 289. 290. 291. 292. 293. 294. 295. 296. 297. 298. 299. 300. 301. 302. 303. 304. 305. 306. 307. 308. 309. 310. 311. 312. 313. 314. 315. 316. 317. 318. 319. 320. 321. 322. 323. 324. 325. 326. 327. 328. 329. 330. 331. 332. 333. 334. 335. 336. 337. 338. 339. 340. 341. 342. 343. 344. 345. 346. 347. 348. 349. 350. 351. 352. 353. 354. 355. 356. 357. 358. 359. 360. 361. 362. 363. 364. 365. 366. 367. 368. 369. 370. 371. 372. 373. 374. 375. 376. 377. 378. 379. 380. 381. 382. 383. 384. 385. 386. 387. 388. 389. 390. 391. 392. 393. 394. 395. 396. 397. 398. 399. 400. 401. 402. 403. 404. 405. 406. 407. 408. 409. 410. 411. 412. 413. 414. 415. 416. 417. 418. 419. 420. 421. 422. 423. 424. 425. 426. 427. 428. 429. 430. 431. 432. 433. 434. 435. 436. 437. 438. 439. 440. 441. 442. 443. 444. 445. 446. 447. 448. 449. 450. 451. 452. 453. 454. 455. 456. 457. 458. 459. 460. 461. 462. 463. 464. 465. 466. 467. 468. 469. 470. 471. 472. 473. 474. 475. 476. 477. 478. 479. 480. 481. 482. 483. 484. 485. 486. 487. 488. 489. 490. 491. 492. 493. 494. 495. 496. 497. 498. 499. 500. 501. 502. 503. 504. 505. 506. 507. 508. 509. 510. 511. 512. 513. 514. 515. 516. 517. 518. 519. 520. 521. 522. 523. 524. 525. 526. 527. 528. 529. 530. 531. 532. 533. 534. 535. 536. 537. 538. 539. 540. 541. 542. 543. 544. 545. 546. 547. 548. 549. 550. 551. 552. 553. 554. 555. 556. 557. 558. 559. 560. 561. 562. 563. 564. 565. 566. 567. 568. 569. 570. 571. 572. 573. 574. 575. 576. 577. 578. 579. 580. 581. 582. 583. 584. 585. 586. 587. 588. 589. 590. 591. 592. 593. 594. 595. 596. 597. 598. 599. 600. 601. 602. 603. 604. 605. 606. 607. 608. 609. 610. 611. 612. 613. 614. 615. 616. 617. 618. 619. 620. 621. 622. 623. 624. 625. 626. 627. 628. 629. 630. 631. 632. 633. 634. 635. 636. 637. 638. 639. 640. 641. 642. 643. 644. 645. 646. 647. 648. 649. 650. 651. 652. 653. 654. 655. 656. 657. 658. 659. 660. 661. 662. 663. 664. 665. 666. 667. 668. 669. 670. 671. 672. 673. 674. 675. 676. 677. 678. 679. 680. 681. 682. 683. 684. 685. 686. 687. 688. 689. 690. 691. 692. 693. 694. 695. 696. 697. 698. 699. 700. 701. 702. 703. 704. 705. 706. 707. 708. 709. 710. 711. 712. 713. 714. 715. 716. 717. 718. 719. 720. 721. 722. 723. 724. 725. 726. 727. 728. 729. 730. 731. 732. 733. 734. 735. 736. 737. 738. 739. 740. 741. 742. 743. 744. 745. 746. 747. 748. 749. 750. 751. 752. 753. 754. 755. 756. 757. 758. 759. 760. 761. 762. 763. 764. 765. 766. 767. 768. 769. 770. 771. 772. 773. 774. 775. 776. 777. 778. 779. 780. 781. 782. 783. 784. 785. 786. 787. 788. 789. 790. 791. 792. 793. 794. 795. 796. 797. 798. 799. 800. 801. 802. 803. 804. 805. 806. 807. 808. 809. 810. 811. 812. 813. 814. 815. 816. 817. 818. 819. 820. 821. 822. 823. 824. 825. 826. 827. 828. 829. 830. 831. 832. 833. 834. 835. 836. 837. 838. 839.

US. - Lyfodanil

Bureau He. rôle d'ais
Séclé la uny 7^m 1870.

(4 x 8)

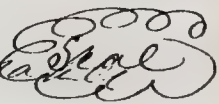
Know all men by these presents that I James M Venable of the County of Lee and State of Virginia am held and firmly bound unto Ira G. Sprinkle of the same County and State in the just and full sum of Four Thousand four hundred dollars, For which payment well and truly to be made. I bind myself my heirs, executors and administrators, jointly and severally firmly by these presents, sealed with my seal, and dated this 8th day of October 1862.

The condition of the above obligation is such that if the above bound James M Venable his heirs and executors or administrators shall well and truly convey, or cause to be conveyed unto the said Ira G. Sprinkle his heirs or assigns by way of general warranty deed on or before the 1st day of January One Thousand Eight Hundred and Sixty four, the following described tract of land being and lying in the County of Lee and State aforesaid to wit. The tract of land on which the said Venable now lives and bounded as follows: commencing on the North, corner of said I. G. Sprinkle. thence S. W. on a line with W^m Carnes' Cedar Spring place. thence with lines thereof to a large double black Oak Cedar and Pin Oak corner of said Carnes and Venable. thence with said line to the wagon road a State made by said Venable and Geo. A. Crabtree. thence with the meanders of said road to a ^{double pin Oak} ~~stake~~ ~~made~~ by said Venable and Crabtree on the south side of said road, thence with a line made by said Venable and Crabtree to intersect a line on the Gray or M^r Elzey farm. and with the line thereof to the black walnut corner. thence from the walnut corner

with a line say sixty five poles to the Johnson line,
thence with said Johnson line, to corner made by
said Venable and Charles Cook (embracing the
land bought by said Venable of said Cook) to
the beginning, Then and in this case, the above obli-
gation to be void and of no effect, else to remain
in full force and virtue in law and equity.

In witness whereof I have hereunto
set my hand and seal the day and year first
above written —

Test.
J. P. Everitt

James M. Venable 

Tithe Bond

James M. Venable

To

Wm. G. Sprinkle

(Book A)

Virginia

In the Clerk's Office of the County Court of Lee County, on
Saturday, the 28th day of January 1870.

Ira G. Sprinkle

Plff

vs.

Burton Venable, Andrew M. Venable, Elihu Venable,
Thomas N. Graham, Mary Graham, Caroline Graham,
Morgan Graham, John Blakemore & Evaline Blakemore,
his wife, (formerly Evaline Venable,) Charles F. Venable,
William M. Venable and Jane Venable Defts

In Chancery.

The object of this suit is to obtain a decree appointing a Commissioner to convey to the Plaintiff (for the said defendants - heirs at law of James M. Venable dec'd) the land in the Bill mentioned; and it appearing from an affidavit filed in the cause that Burton Venable, Andrew M. Venable, Elihu Venable, John Blakemore and Evaline, his wife (formerly Evaline Venable) are non-residents of this Commonwealth, They are, therefore, ordered to appear here within one month after due publication of this order, and do what is necessary to protect their interest in this suit.

Teste. James W. Orr Clk.

A copy

Teste. James W. Orr Clk.

I certify that on Monday, the 20th day of February 1870, that being Court day, I posted a copy of the foregoing order of Publication at the front door of the Court House of Lee County.

James W. Orr, Clk

Loa G. Sprinkle

vs. { Order of Publication

The Heirs of J. M. Venath decd

The Board
of Trustees

~~and the~~
~~Board of Trustees~~
The Board declined to
grant a certificate of
graduation to the
student who had
been expelled from
the college.

1872



The Commonwealth of Virginia,



TO THE SHERIFF OF LEE COUNTY---GREETING:

WE COMMAND YOU TO SUMMON

*Barton Venable, Andrew M. Venable,
Elihu Venable, Thomas V. Graham, Mary Graham, Caroline
Graham, Morgan Graham, John Blakemore, and Caroline Blake-
more, his wife, formerly, Caroline Venable, Charles T. Venable,
Benjamin T. Venable, William M. Venable, & Jane Venable.*

to appear before the Judge of our County Court for Lee County, at the Court-House, in the Clerk's
Office, at Rules to be holden for said Court, on the *first* Monday in *February*
next, to answer a bill in Chancery, exhibited in our said Court, against *them* by *Mr. J. Sprinkle*

And have then there this writ. Witness, *James H. Orr* JOHN-B. WEST, Clerk of our said Court, at the
Court-House, this *9th* day of *January* 187*9*, in the *75th* year of the
Commonwealth.

James H. Orr Clerk.

Tr. C. Sprinkle

25. 3. Spe in Chancery
(9 copies)

Burton Venable et al

February Rules 1871.

January 18th/81

Concluded by delivering
& attested & signed
copy of the within
to Thomas Graham
Charlotte Graham
Mary Graham & Morgan
Graham & Charles B.
Venable B. Venable
W. H. Venable &
John Venable

A. & H. H. H. S. S. C.

VIRGINIA:

WASHINGTON COUNTY, TO WIT:

I do hereby certify that the annexed Notice has been published
four weeks successively, ending March 3rd 1870,
in the "ABINGDON VIRGINIAN," a newspaper published in the
town of Abingdon, Va. Given under my hand this *11th*
day of *March*, 187*0*.

Geo. P. Barr
Jr. Ed. "Virginian"

VIRGINIA:—In the Clerk's office of the County Court of Lee county, on Saturday, the 28th day of January, 1871:

Ira G. Sprinkle,
AGAINST

Plff.

Burton Venable, Andrew M. Venable, Elihu Venable, Thomas N. Graham, Mary Graham, Caroline Graham, Morgan Graham, John Blakemore and Evaline his wife, (formerly Evaline Venable,) Charles F. Venable, William M. Venable and Jane Venable, Defts.

IN CHANCERY.

The object of this suit is to obtain a decree, appointing a Commissioner to convey to the plaintiff, (for the said defendant's heirs-at-law of James M. Venable, dec'd,) the land in the bill mentioned:— And it appearing from an affidavit filed in the cause, that Burton Venable, Andrew M. Venable, Elihu Venable, John Blakemore and Evaline his wife, (formerly Evaline Venable,) are non-residents of this Commonwealth, they are therefore ordered to appear here within one month after due publication of this order, and do what is necessary to protect their interest in this suit.

Teste,

JAMES W. ORR, Clk.

A Copy.—Teste,

JAMES W. ORR, Clk.

Feb. 10, 1871.—4w.